

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q94153

Masao SUDOH, et al.

Appln. No.: 10/574,476

Group Art Unit: 1611

Confirmation No.: 2354

Examiner: Marcos L SZNAIDMAN

Filed: April 3, 2006

For: INFUSION PREPARATION CONTAINING (2R)-2-PROPYLOCTANOIC ACID AS  
THE ACTIVE INGREDIENT

INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. §§ 1.97 and 1.98

MAIL STOP AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

1. U.S. Patent Application Publication 2002/0032185 A1, published on March 14, 2002, corresponds to Japanese Application JP 2000-216763, which was published as JP 2002-97158.

2. JP 2002-97158, published on April 2, 2002. Applicants submit U.S. Patent Application Publication 2002/0032185 A1, published on March 14, 2002 in lieu of an English

translation of JP 2002-97158 because U.S. Patent Application Publication 2002/0032185 A1 corresponds to Japanese Application JP 2000-216763, which was published as JP 2002-97158.

One copy of each of the listed documents is submitted herewith.

The present Information Disclosure Statement is being filed (without a Statement Under 37 C.F.R. § 1.97(e)) after the later of three months from the application's filing date and the mailing date of the first Office Action on the merits, but before a Final Office Action, Notice of Allowance, or an action that otherwise closes prosecution in the application (whichever is earlier), and therefore the fee of \$180.00 under 37 C.F.R. § 1.17(p) is being remitted.

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicants submit a copy of US Publication No.: 2002/0032185 which corresponds to Japanese Application JP 2000-216763, which was published as Japanese Patent Application Publication No.: 2002-097158.

Also, it is noted that "JP-2002-97258" is described in error for "JP-A-2002-097158", on the International Search Report filed in the above mentioned Application on April 3, 2006.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. §§ 1.97 and 1.98  
U.S. Appl. No.: 10/574,476

Attorney Docket No.: Q94153

The U.S. PTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

/Sunhee Lee/

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**65565**

CUSTOMER NUMBER

Date: December 29, 2008